

Form PTO-1390
(REV 10-95)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER
702-002197TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

09/743364

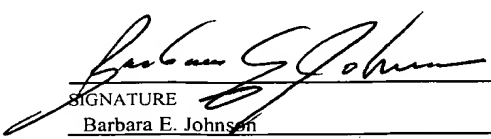
INTERNATIONAL APPLICATION NO.
PCT/NL99/00442INTERNATIONAL FILING DATE
12.07.99 (July 12, 1999)PRIORITY DATES CLAIMED
10.07.98 (July 10, 1998)TITLE OF INVENTION **CHEMOTAXIS-INHIBITING PROTEIN OF STAPHYLOCCUS (CHIPS) AND ITS USE**APPLICANT(S) FOR DO/EO/US **Johannes A. G. VAN STRIJP, Cornelis P. M. VAN KESSEL**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - a. WO 00/02913-Front Page with Abstract, specification, claims and drawings (24 pp.)
 - b. Search Report (3 pp.)
 - c. International Preliminary Examination Report (9 pp.)

U.S. APPLICATION NO. (if known) 09/743364		INTERNATIONAL APPLICATION NO. PCT/NL99/00442		ATTORNEY'S DOCKET NUMBER 702-002197	
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO..... \$860.00 International preliminary examination fee paid to USPTO (37 CFR 1.482)..... \$690.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))..... \$710.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$1000.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$100.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY	
				<div style="display: flex; justify-content: space-between;"> \$ 860.00 </div>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<div style="display: flex; justify-content: space-between;"> \$ 130.00 </div>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	15 - 20	0	X \$18.00	<div style="display: flex; justify-content: space-between;"> \$ 0.00 </div>	
Independent claims	11 - 3 =	8	X \$80.00	<div style="display: flex; justify-content: space-between;"> \$ 640.00 </div>	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	<div style="display: flex; justify-content: space-between;"> \$ 0.00 </div>	
TOTAL OF ABOVE CALCULATIONS =				<div style="display: flex; justify-content: space-between;"> \$ 1630.00 </div>	
Reduction of 1/2 for filing by small entity, if applicable. Small Entity Statement verified by Applicant(s) attorney.				<div style="display: flex; justify-content: space-between;"> \$ 0.00 </div>	
SUBTOTAL =				<div style="display: flex; justify-content: space-between;"> \$ 1630.00 </div>	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<div style="display: flex; justify-content: space-between;"> \$ 0.00 </div>	
TOTAL NATIONAL FEE =				<div style="display: flex; justify-content: space-between;"> \$ 1630.00 </div>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				<div style="display: flex; justify-content: space-between;"> \$ 0.00 </div>	
TOTAL FEES ENCLOSED =				<div style="display: flex; justify-content: space-between;"> \$ 1630.00 </div>	
				Amount to be: refunded	\$
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 1630.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0650</u> . A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. <div style="display: flex; justify-content: space-between;"> <div> SEND ALL CORRESPONDENCE TO: Barbara E. Johnson 700 Koppers Building 436 Seventh Avenue Pittsburgh, Pennsylvania 15219-1818 Telephone: (412) 471-8815 Facsimile: (412) 471-4094 </div> <div style="text-align: right;">  SIGNATURE Barbara E. Johnson NAME 31,198 REGISTRATION NUMBER </div> </div>					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :

Johannes A. G. VAN STRIJP,
Cornelis P. M. VAN KESSEL

: CHEMOTAXIS-INHIBITING
: PROTEIN OF *STAPHYLOCCUS*
: (CHIPS) AND ITS USE

International Application :
No. PCT/NL99/00442 :

International Filing Date :
12 July 1999 :

Priority Dates Claimed :
10 July 1998 :

Serial No. Not Yet Assigned :

Filed Concurrently Herewith :

Pittsburgh, Pennsylvania
January 9, 2001

LETTER RECOGNIZING ATTORNEYS

Box PCT

Assistant Commissioner for Patents
Washington DC 20231

Sir:

Enclosed are appropriate papers for initiating the national phase of the above-identified PCT application, comprising a specification, claims, drawings and abstract. A Preliminary Amendment is also enclosed.

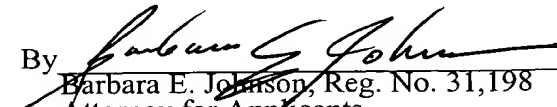
Please accept the application for purposes of granting a filing date and recognize Barbara E. Johnson, Richard L. Byrne and Thomas J. Clinton, Registration Nos. 31,198, 28,498 and 40,561, respectively, as attorneys in this application, pending the filing of a formal Declaration and Power of Attorney.

Kindly direct all communications relating to this application to **Barbara E. Johnson**.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON
ORKIN & HANSON, P.C.

By


Barbara E. Johnson, Reg. No. 31,198
Attorney for Applicants
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: 412/471-8815
Facsimile: 412/471-4094

PATENT APPLICATION/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTORNEY'S DOCKET NUMBER

Johannes A. G. VAN STRIJP,
Cornelis P. M. VAN KESSEL

702-002197

PCT/NL99/00442

ENTITLED

**CHEMOTAXIS-INHIBITING PROTEIN OF *STAPHYLOCCUS*
(CHIPS) AND ITS USE**

To **BOX PCT**

Attention: DO/EO/US

Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number EL561553409US

Date of Deposit January 9, 2001

I hereby certify that the following attached paper or fee

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A
FILING UNDER 35 U.S.C. 371 (original and two (2) copies)
and check in amount of \$1630.00 for filing fee;
LETTER RECOGNIZING ATTORNEYS (1 p.);
PRELIMINARY AMENDMENT;
WO 00/02913 FRONT PAGE WITH ABSTRACT, SPECIFICATION,
CLAIMS, DRAWINGS AND SEARCH REPORT (27 pp.);
PRELIMINARY EXAMINATION REPORT (9 pp.)**

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

K.T. Berthold
(Typed name of person mailing paper or fee)

K.T. Berthold
(Signature of person mailing paper or fee)